

**Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings of claims in the application:

**Listing of Claims:**

- 1                    1. (Currently Amended)      A breathable footwear piece comprising:  
2                    a base section including an upper and a sole **formed as a single part**  
3                    **manufactured from a moldable foam material;** and  
4                    **a strap section attached at opposite ends thereof to the base section such that**  
5                    **the strap section is in direct contact with the base section and pivots relative to the base**  
6                    **section; and wherein frictional forces developed by the contact between the strap section**  
7                    **and the base section at the points of attachment are sufficient to maintain the strap section**  
8                    **in place after pivoting; and**  
9                    wherein the upper includes a substantially horizontal portion and a substantially  
10                  vertical portion ~~and wherein the substantially horizontal portion is a solid portion~~; and  
11                  wherein a plurality of ventilators are formed in the substantially vertical portion;  
12                  **and wherein the ventilators extend up a majority of the height of the vertical portion.**
- 1                    2. (Currently Amended)      The breathable footwear piece of claim 1, wherein  
2                    liquid conductors are formed around each of the plurality of ventilators, **each liquid conductor**  
3                    **comprising a raised structure that can divert liquid falling from above the footwear piece**  
4                    **from entering through the ventilator.**
- 1                    3. (Original)      The breathable footwear piece of claim 2, wherein the liquid  
2                    conductors are attached to the upper.
- 1                    4. (Original)      The breathable footwear piece of claim 2, wherein the liquid  
2                    conductors are formed as part of the upper.

Claim 5 (canceled).

1                   6. (Original) The breathable footwear piece of claim 5, wherein the plurality of  
2 ventilators in the form of holes are formed in the upper as part of molding the base section.

Claims 7-9 (canceled).

1                   10. (Currently Amended) The breathable footwear piece of claim 1, wherein  
2 the sole comprises a bottom surface and a support base, and wherein the support base includes a  
3 raised pattern extending throughout the surface where a foot contacts the support base.

Claims 11-15 (canceled).

1                   16. (Withdrawn) A method for manufacturing a breathable workshoe, the  
2 method comprising:  
3                   providing a mold, wherein the mold provides an outline of an upper and a sole,  
4 and wherein the upper includes the upper includes a substantially horizontal portion and a  
5 substantially vertical portion, and wherein the substantially horizontal portion is a solid portion,  
6 and wherein a plurality of ventilators are formed in the substantially vertical portion;  
7                   screwing a volume of resin into the mold, wherein the resin sets in the form of a  
8 footwear piece;  
9                   opening the mold; and  
10                  removing the footwear piece.

1                   17. (Withdrawn) The method of claim 16, wherein the outline of the upper  
2 includes liquid conductors formed around each of the plurality of ventilators.

1                   18. (Withdrawn) The method of claim 16, wherein the method further  
2 comprises:  
3                   air cooling the footwear piece.

1                   19. (Withdrawn) The method of claim 16, wherein the footwear piece expands  
2 when the mold is opened, and contracts when the footwear piece is cooled.

1                   20. (Withdrawn) The method of claim 19, wherein the combination of expansion  
2 and contraction is approximately 1.51.

1                   21. (New) The breathable footwear piece of claim 1 wherein the upper includes  
2 an open rear region defined by an upper opening perimeter; and wherein a decorative pattern is  
3 molded or otherwise created in the upper near to and extending the length of the upper opening  
4 perimeter.

1                   22. (New) The breathable footwear piece of claim 21 wherein the upper  
2 opening perimeter extends between the points of attachment of the strap section to the base  
3 section and contacts an area of the foot in front of and below the ankle.

1                   23. (New) The breathable footwear piece of claim 1 wherein the sole includes  
2 a bottom surface having front and rear tread patterns longitudinally connected by a flat section  
3 without tread patterns bounded by raised side portions, and wherein each of the front and rear  
4 tread patterns comprises an inner longitudinal tread portion and outer rectangular tread portion.

1                   24. (New) The breathable footwear piece of claim 1 wherein the bottom  
2 surface of the sole includes a toe section and heel section, both of which are raised slightly from  
3 the generally flat plane of the sole.

1                   25. (New) The breathable footwear piece of claim 1 wherein the sole further  
2 includes a top surface having a support base including a raised pattern where a foot contacts the  
3 support base.

1                   26. (New) The breathable footwear piece of claim 1 wherein the substantially  
2 horizontal portion and a substantially vertical portion of the upper forms a toe region that  
3 generally follows the contour of a human foot, wherein the toe region tapers from the inner area  
4 of the base section where the larger toes exist to the outer area of the base section where the  
5 smaller toes exist.

1                   27. (New) A footwear piece comprising:  
2 a base section including an upper and a sole formed as a single part manufactured  
3 from a moldable foam material; and  
4 a strap section attached at opposite ends thereof to the base section such that the  
5 strap section is in direct contact with the base section and pivots relative to the base section; and

6                    wherein the upper includes an open rear region defined by an upper opening  
7                    perimeter; and wherein the sole includes a rear perimeter; and wherein the strap section pivots  
8                    between a first contact point on the upper opening perimeter and a second contact point on the  
9                    rear perimeter, and wherein frictional forces developed by the contact between the strap section  
10                  and the base section at the points of attachment are sufficient to maintain the strap section in  
11                  place in an intermediary position after pivoting whereby the strap section lends support to the  
12                  Achilles portion of a human foot inserted in the open rear region; and

13                  wherein the upper includes a substantially horizontal portion and a substantially  
14                  vertical portion forming a toe region that generally follows the contour of a human foot, wherein  
15                  the toe region tapers from the inner area of the base section where the larger toes exist to the  
16                  outer area of the base section where the smaller toes exist; and

17                  wherein a decorative pattern is molded or otherwise created in the upper near to  
18                  and extending the length of the upper opening perimeter; and

19                  wherein a plurality of ventilators are formed in both the substantially vertical  
20                  portion and the substantially horizontal portion, and wherein the ventilators extend up a majority  
21                  of the height of the vertical portion; and

22                  wherein the sole includes a bottom surface having front and rear tread patterns  
23                  longitudinally connected by a flat section without tread patterns bounded by raised side portions;  
24                  and

25                  wherein the sole further includes a top surface having a support base including a  
26                  raised pattern where a foot contacts the support base.